THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

W.P.No. 908 OF 2003

9th December, 2005

Between:

Bapujinagar Resident Welfare Association,

Rep. by its Preident Sri Y.Raja Rama Mohana Rao

…Petitioner

A N D

1. The Government of A.P. rep. by the

Principal Secretary, Municipal Adminitration,

And Urban Development Department,

Secretariat Buildings, Hyderabad and others

….Respondents

THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

W.P.No. 908 OF 2003

O R D E R :

1. This writ petition has been filed by Bapujinagar Residents Welfare Association, represented by its President Sri Y.Raja Rama Mohana Rao assailing the action of the respondents No. 1 to 3 in permitting the exchange of the open space in layout plan No.64/81 with private land of the 4th respondent through G.O.Rt.NO.1446 M.A., dated 3-12-2002.

2. Learned counsel appearing for the 4th respondent submits that the land which has been delivered as exchange is restored to her and consequently she handed over the possession of the site which has been given to her on exchange. In nutshell the parties are put to their respective possession that was existing prior to G.O.Rt.No.1446 M.A. dated 3-12-2002. The endorsement of the Commissioner, dated 22-1-2005 read as follows:-

> *"Sub:Town Planning – Vijayawada Municipal Corporation-Cancellation of charge list regarding the handover of the site in R.S.No.194/1 admeasuring 225.50 sq.yds. from Smt. A.Ratna Kumari, W/o: Sri Alla Venkaiah, Bapujinagar for the link road – regarding.*
>
> *Ref:1.Charge list dt. 10-8-1999.*
>
> *2. W.P.M.P.No. 1168/2003 and W.V.M.P.No.1163 & 3553/2003 and W.P.No.908/2003 on the file of the Hon'ble High Court of (A.P.) is dismissed dt. 26-8-2004.*
>
> *3. Orders of the Municipal Commissioner*
>
> *Dt. 25-10-2004.*
>
> *....*
>
> *In pursuance of the orders of the Hon'ble High Court of (A.P.) Hyderabad in reference 2nd cited and the orders of the Municipal Commissioner dt. 25-10-2004 in reference 3rd cited it is to inform that the above list in the reference 1st cited have been cancelled and the possession of site in R.S.No.194/1 of Patamata Admeasuring 225.50 sq.yds. is referred back to Smt. A.Ratna Kumari".*

3. A plain reading of above endorsement indicates that the purpose for which the writ petition has been filed by the petitioner has been achieved and thus nothing survives for adjudication in this writ petition.

4. Accordingly, the writ petition is dismissed as infructuous. No order as to costs.

_____

Justice B.Seshasayana Reddy

9th December, 2005.

KM

THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

W.P.No. 908 OF 2003

9th December, 2005